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APRIL 15, 1939 NUMBER 345

THE UNIVERSITY OF NORTH CAROLINA RECORD

THE ONE HUNDRED AND FORTY-FIFTH SESSION

CATALOGUE OF THE SCHOOL OF LAW
1938-1939

Announcements for the Session 1939-1940

THE UNIVERSITY OF NORTH CAROLINA PRESS
ISSUED 12 TIMES A YEAR AS FOLLOWS: 4 NUMBERS IN FEBRUARY, 3 NUMBERS IN MARCH, 3 NUMBERS IN APRIL, 1 NUMBER EACH IN JUNE AND OCTOBER.
ENTERED AS SECOND-CLASS MATTER AT THE POSTOFFICE AT
CHAPEL HILL, N. C.
UNDER THE ACT OF AUGUST 24, 1912

CALENDAR

SESSION, 1939-1940

1939

June 8-July 18	Summer Session, First Term.
July 19-August 26	Summer Session, Second Term.
September 14	*Thursday.* *Registration for first semester.
September 15	*Friday.* Classes for first semester begin.
October 12	*Thursday.* University Day.
November 29	*Wednesday.* Thanksgiving recess begins (1:00 p.m.).
December 4	*Monday.* Thanksgiving recess ends (8:30 a.m.).
December 16	*Saturday.* Christmas recess begins (1:00 p.m.).

1940

January 2	*Tuesday.* Classes resume work (8:30 a.m.).
January 27	*Saturday.* First semester ends.
January 29	*Monday.* *Second semester begins. Registration day.
March 17-24	*Sunday through Sunday.* Spring recess.
June 9-11	*Sunday through Tuesday.* Commencement Exercises.

* Each student registering later than this date must pay five dollars ($5.00) as an additional fee for delayed registration.

THE SCHOOL OF LAW

FRANK PORTER GRAHAM, M.A., LL.D., D.C.L., D.Litt., *President*
ROBERT BURTON HOUSE, A.M., *Dean of Administration*
MAURICE TAYLOR VANHECKE, Ph.B., J.D., *Dean*

*THE ADMINISTRATIVE BOARD

HOWARD WASHINGTON ODUM, Ph.D., LL.D., Litt.D., *Kenan Professor of Sociology and Director of the Institute for Research in Social Science*

ALLAN WILSON HOBBS, Ph.D., *Professor of Mathematics and Dean of the College of Arts and Sciences*

DUDLEY DEWITT CARROLL, A.M., *Professor of Economics and Dean of the School of Commerce*

FREDERICK BAYS MCCALL, A.B., LL.B., *Professor of Law*

ROBERT HASLEY WETTACH, A.M., LL.B., S.J.D., *Professor of Law*

MILLARD SHERIDAN BRECKENRIDGE, Ph.B., LL.B., *Professor of Law*

FACULTY

MILLARD SHERIDAN BRECKENRIDGE, Ph.B., LL.B., *Professor of Law*

Ph.B., 1917, University of Chicago; LL.B., 1918, Yale University. General law practice, 1919-1922. Assistant Professor of Law, State University of Iowa, 1922-1924; Associate Professor of Law, Western Reserve University, 1924-1927; Professor of Law, The University of North Carolina, 1927—

ALBERT COATES, A.B., LL.B., *Professor of Law*

A.B., 1918, The University of North Carolina; LL.B., 1923, Harvard University. Associate Professor of Law, The University of North Carolina, 1923-1927; Professor of Law, 1927—

JOHN PERCY DALZELL, A.B., LL.B., *Associate Professor of Law*

A.B., 1922, LL.B., 1924, University of Minnesota. General law practice, 1924-1937. Lecturer on Business Law, University of Minnesota, 1924-1937. Associate Professor of Law, The University of North Carolina, 1937—

* The Dean of Administration, the Registrar, and the Dean of Students are **ex Officio** members of each Administrative Board.

FRANK WILLIAM HANFT, A.B., LL.M., S.J.D., *Professor of Law*

LL.B., 1924, LL.M., 1929, A.B., 1929, University of Minnesota; S.J.D., 1931, Harvard University. General law practice, 1924-1929. Instructor in Law, University of Minnesota, 1929-1930; Fairchild Research Fellow, Harvard Law School, 1930-1931; Associate Professor of Law, The University of North Carolina, 1931-1937; Professor of Law, 1937—

FREDERICK BAYS MCCALL, A.B., LL.B., *Professor of Law*

A.B., 1915, University of North Carolina; LL.B., 1928, Yale University. General law practice, 1922-1926. Assistant Professor of Law, The University of North Carolina, 1926-1927; Associate Professor of Law, 1928-1933; Professor of Law, 1933—

DONALD WILLIAM MARKHAM, A.B., J.D., *Assistant Professor of Law*

A.B., 1931, Colgate University; J.D., 1936, The University of North Carolina. Assistant Professor of Law, The University of North Carolina, 1936—

MAURICE TAYLOR VANHECKE, Ph.B., J.D., *Professor of Law and Dean*

Ph.B., 1916, J.D., 1917, University of Chicago. Legislative Reference Bureau, Springfield, Ill., 1917-1920. Assistant Professor of Law, West Virginia University, 1920-1921; Associate Professor of Law, The University of North Carolina, 1921-1923; Associate and Professor of Law, University of Kansas, 1923-1927; Visiting Professor of Law, Yale University, 1927-1928; Professor of Law, The University of North Carolina, 1928—; Dean, 1931—

ROBERT HASLEY WETTACH, M.A., LL.B., S.J.D., *Professor of Law*

A.B., 1913, M.A., 1914, LL.B., 1917, University of Pittsburgh; S.J.D., 1921, Harvard. General law practice, 1919-1920. Assistant Professor of Law, The University of North Carolina, 1921-1923; Associate Professor of Law, 1923-1926; Professor of Law, 1926—

LUCILE MARSHALL ELLIOTT, A.B., *Law Librarian*

HELEN MALTBY LUMPKIN, LL.B., *Assistant Law Librarian*

LUCY BEVERLY EVANS, A.B., A.M., *Secretary*

HISTORY

The law school, which developed into the School of Law of the University, was founded in 1843 at Chapel Hill as a private school by William H. Battle, then a judge of the Superior Court, later a justice of the Supreme Court of the State. In 1845 Judge Battle was made Professor of Law in the University, and it was provided that the degree of Bachelor of Laws should be conferred on those completing the prescribed two-year course. From the records of the University, however, it seems that few degrees were actually conferred. For a long time the school maintained a certain independence of the University. The professor of law received no salary, though he enjoyed the fees from his classes. The students were not entirely subject to the discipline of the University.

This was the position of the school from its formation until 1899, a period which covered the professorship of Judge Battle who retired in 1879; two years when the law classes were conducted by Kemp P. Battle, then President of the University; and the professorship of John Manning, elected 1881, died 1899. In 1899 the school was completely incorporated into the University, with the late James C. MacRae, previously a justice of the Supreme Court of North Carolina, as the first Dean of the School of Law.

RATING

The School of Law is approved by the North Carolina Board of Law Examiners.

A carefully compiled list of approved law schools, whose credits are acceptable as evidence of due preparation for the New York Bar Examinations, is published by the University of the State of New York. The School of Law is accredited on this list for the full three years' work.

The School of Law, having complied in full with the requirements set up by the American Bar Association, has been classed as an "approved law school".

The School of Law is a member of the Association of American Law Schools, an association composed of the leading law schools in the United States.

REQUIREMENTS FOR ADMISSION

Regular Students

The matter of admission to the School of Law, as to all the other schools and colleges of the University, is arranged through the Dean of Admissions of the University.

The Dean of Admissions passes upon all applications for admission, and all inquiries as to eligibility to enter should be addressed to him. Those who intend to enter must furnish to him (a) a certificate of successful vaccination against smallpox, and (b) a certificate showing the completion of a four years' high school course of fifteen units and the completion of not less than three years of college work, which must be approved as satisfactory. These certificates should be sent by mail to the officer named above at least two weeks before registration day, if possible.

The academic requirements for admission to the School of Law may be satisfied by:

(1) An *academic* degree from the University of North Carolina or any other standard college or university approved by the Dean of Admissions.

(2) *Three years* of academic work prescribed in the "Combined Course in Arts and Law" or in "Commerce and Law" as described below.

(3) *The first three years* complete of the regular work prescribed for a degree (a) in the College of Arts and Sciences, or the School of Commerce, or (b) in a similar curriculum in some other standard college or university.

All regular applicants for admission to the School of Law must have received a grade of C or better in at least fifty per cent of their undergraduate courses.*

No student will be admitted who is ineligible to return to the institution last attended.

Special Students

A limited number of special students, not eligible for a degree, may be admitted each year, provided the aggregate total does not exceed ten per cent of the average number of beginning regular students admitted during the two preceding years. They must be at least twenty-three years of age and must furnish evidence to satisfy the law faculty that their business experience has equipped them to engage successfully in the study of law in spite of their lack of a college education. Applications for admission to the summer school as special students will be acted upon on May 15; for admission to the regular session, on September 1, each year. All special students will be admitted for a maximum period of one year or for shorter periods in unusual

* In records made at institutions using percentage grades, this is interpreted to mean grades at least ten points above the passing grade.

cases. Their readmission for each academic year thereafter will be determined on the basis of their records.

Admission to Advanced Standing

A student from another school of law, in which the requirements for admission are at least as high as in this school, may be admitted to advanced standing for the degree of LL.B. As a rule no more than one year's work will be so credited, but with the consent of the faculty of this school two years' work may be credited in exceptional cases, provided the last year of work for the degree in law is done in residence. A student seeking admission to advanced standing must present satisfactory evidence that the work taken in another school is substantially equivalent to that given in the corresponding year here, both in the character of the work covered and in the amount of time devoted to each subject.

Times for Entering the School

Beginning students may enter in the Summer School or at the opening of the first semester in September; they may not enter at the opening of the second semester.

EXPENSES

Tuition and Other Fees for Each Semester

Each student whose *bona fide* residence has not been established in North Carolina for at least the six months immediately prior to his first registration in the University must pay an extra fee of $50.00 for each semester he spends in residence. The residence of a minor is that of his parents or guardian. The residence of an adult remains with his parents unless he shall have independently set up his own.

The fees payable at the beginning of each semester are shown below.

	Residents of N. C.	*Non-Residents of N. C.*
Tuition fee for fall and spring semesters, each	$50.00	*$100.00
**Matriculation fee, each semester	30.00	30.00
Student publication fee, each semester	3.45	3.45
Student activities fee, each semester	2.50	2.50
Laundry deposit, each semester	12.75	12.75
Student union fee, each semester	1.50	1.50
Law Library fee, each semester	2.50	2.50
	$102.70	$152.70

* This includes the differential fee charged each semester against non-residents.

** This includes the fee for physical education, the library fee, the fee for infirmary service, the fee for registration costs, the fee for debates (.17), and membership fee in the Athletic Association ($3.33).

The fees for the Summer School of Law for 1939 are: $41.50 each term or $78.00 for both terms.

Books

Books for law students, bought new, will average about $50.00 a year. A saving below this figure can be made by taking advantage of the secondhand market.

Dormitory

Rooms may be rented in Carr Building, reserved exclusively for law students, at $90.00 for each occupant for the regular session for a double room; or at $76.50 for each occupant for a suite of three rooms. Carr Building is also available to students registering in the Summer School of Law. Room rent for each occupant of a double room is $15.00 for each summer term of five and one-half weeks.

THE SUMMER LAW SCHOOL

The summer session is divided into two terms of five and one-half weeks each. Separate credit may usually be obtained for the work of each term. Attendance throughout the entire summer session enables the successful student to obtain credit equivalent to one-third of a regular year's work. The courses open to beginning students are Personal Property and Sales, first term, and Insurance and Landlord and Tenant, second term.

The program for the 1939 summer session follows:

First Term, June 8-July 18

ADMINISTRATIVE LAW
Breck P. McAllister, University of Washington.

CONFLICT OF LAWS
Walter Wheeler Cook, Northwestern University.

PERSONAL PROPERTY
D. W. Markham, The University of North Carolina.

SALES
Frank W. Hanft, The University of North Carolina.

Second Term, July 19-August 26

INSURANCE
John P. Dalzell, The University of North Carolina.

LABOR LAW
Alexander H. Frey, University of Pennsylvania.

LANDLORD AND TENANT
Fred B. McCall, The University of North Carolina.

TRUSTS
Richard R. B. Powell, Columbia University.

THE LAW BUILDING

The School of Law occupies Manning Hall, named for John Manning, from 1881 to 1899 a distinguished professor in the School. The building was erected in 1923 and, besides being modern and commodious, is particularly notable for beauty of design.

THE LAW LIBRARY

The library has 41,500 well-selected volumes on its shelves. These include the reports of the courts of last resort of all the states, either in official volumes or the National Reporter System, and also the United States Supreme Court Reports, The Federal Reporter, The New York Supplement, Illinois Appellate Reports, The English Reports Reprint, The Law Reports (English), The Law Journal Reports, The Law Times Reports, The Times Law Reports, The Dominion Law Reports, the codified laws of each state in the union, the federal and English statutes, and a comprehensive selection of digests, encyclopedias, annotated reports, textbooks, and law journals. It contains, among other material of historical legal interest, the law libraries of Chief Justice Richmond M. Pearson, Chief Justice William A. Hoke, Judge Charles M. Cooke, Judge Charles Thomas, Judge George T. Willis, William Dossey Pruden, and James Norfleet Pruden. The law library was substantially augmented in 1928 by a gift of $10,000 from a former student of the school. This is called the Lucius Polk McGehee Memorial Fund, and was expended for the purchase of books for the law library.

THE NORTH CAROLINA LAW REVIEW

The North Carolina Law Review, issued quarterly, is published by the School. It is devoted to the discussion of general and local legal problems and new cases, especially those of interest to North Carolina lawyers. The notes on recent cases are prepared by the student editors, in consultation with faculty advisers. Selection of the student editors is made by the faculty on the basis of scholarship, and membership on the editorial board is the highest scholastic honor attainable by a law student before the graduating year.

FACULTY RESEARCH ASSISTANTS

The faculty selects annually four assistants from the student body who conduct special research under the direction of the faculty. These assistants are chosen for outstanding proficiency demonstrated in their work as students in the School of Law.

For 1939-1940 they will be F. T. Miller, Jr., Elizabeth Shewmake and N. G. Sims.

THE ORDER OF THE COIF

In thirty of the leading schools of law in this country, conforming to very high standards, chapters of the honorary society of the Order of the Coif have been established. Membership is awarded each year to those students of the senior class who throughout their law school careers have attained a standing among the highest ten per cent of their class. In 1939 the following were elected: R. C. Howison, M. B. Gillam and C. A. Griffin, Jr.

DEGREES

The Degree of LL.B.

The degree of Bachelor of Laws (LL.B.) is conferred upon a regular student who has studied law for a period of at least three academic years, and has passed satisfactorily the examinations on all required subjects and enough elective subjects to make up an aggregate of seventy-eight semester hours. Two regular sessions and three full summer sessions are regarded as a compliance with the residence requirement. No degree can be conferred unless the last year of work has been done in residence at this University.

The Degree of J.D.

The degree of Doctor of Law (Juris Doctor—J.D.) will be conferred upon students who comply with all the following conditions:

1. Complete the work requisite for the A.B. degree or its equivalent before entrance upon the work of the School of Law.
2. Study law for a period of at least three academic years.
3. Obtain an average grade of B on enough subjects to complete the requirements for the LL.B. degree.
4. Prepare and have accepted for publication in *The Law Review* an article of at least ten pages, or case notes which in the aggregate shall be at least eight pages in length.
5. No degree can be conferred unless the last year of work has been done in residence at this University.

The Degree with Honors

The degree with honors will be conferred, upon recommendation of the faculty, upon students selected from the highest one-tenth of the graduating class. In 1938 the recipients of this award were Winfield Clary Holt and Charles Marshall Ivey, Jr.

The Degrees of A.B. and LL.B.

The University offers a combined curriculum in the College of Arts and Sciences and the School of Law by completing which students may receive the two degrees of A.B. and LL.B. in six years instead of the seven years required for the two degrees in the regular curricula.

Upon the completion, *before matriculation in the School of Law,* of the courses in the General College and in the College of Arts and Sciences outlined below with grades of C or better in at least 50 per cent of the work, and the completion of the first year of Law to the satisfaction of the School of Law, a student may receive the degree of A.B., and, upon the satisfactory completion of the third year of Law, the degree of LL.B.

Prescribed courses in the General College and in the College of Arts and Sciences for the two degrees of A.B. and LL.B.:

First Year	Second Year	Third Year
Eng. 1-2-3	Eng. 21-22-23	Econ. 61-62 (if not already taken).
Soc. Sci. 1-2-3	Hist. 21-22-23 or 44-45-46	
*Math. 1-2-3		§English 44 and one other course of 5 quarter hours in English.
Hygiene 1-2-3	Select one: Econ. 21-22-23; Polit. Sci. 31-32-33; History 21-22-23; Hist. 44-45-46; Philos. 21-22-23; Sociol. 21-22-23	‡Hist. and Polit. Sci.—2 courses of 5 quarter hours each.
Physical Educ. 1-2-3		
Select one: †Greek 11-12-13; †French 11-12-13; †German 11-12-13; †**Latin 11-12-13; †Spanish 11-12-13	Select one: **Latin 21, 24-25; Greek 21-22-23; French 21-22-23; German 21-22-23; Spanish 21-22-23	Psychology 21-22-23 (if not already taken).
Select one: Nat. Sci. 1-2-3; Chem. 1-2-3; Geology 21-22-23; Physics 1-2-3	Select one: Botany 41, 43; Chem. 1-2-3 or ††4-5 or 31 and 41; ††Physics 21-22-23; Zoology 41, 42; Botany 41 and Zoology 41; Geology 21-22-23; Psychology 21-22-23	One Elective of 5 quarter hours (or as many as needed to complete 9 courses above the freshman and sophomore years.)

* A year of Latin or Greek may be taken rather than Mathematics 1-2-3 provided German or French or Spanish or the other classical language has been chosen as the student's regular foreign language.

† If the student's preparation is not sufficient for the intermediate work, he will take courses 1-2-3, six hours a week, and receive credit for 11-12-13.

** Latin 11-12-13, 21, 24-25 are to be taken by students who have presented two units for entrance. If he presents more than two units, he begins his work with the course for which he is prepared, taking elective work to make up that omitted.

†† Chemistry 4-5 is not to be taken if Chemistry 1-2-3 has been taken nor may Physics 21-22-23 be taken if Physics 1-2-3 has been taken.

§ The School of Law recommends that the optional course chosen be Advanced Composition, Eng. 52.

‡ The School of Law recommends that the courses in history and political science be courses in English and American history or political science.

The Degrees of S.B. in Commerce and LL.B.

The University offers a combined curriculum which leads to the degree of S.B. in Commerce at the end of four years and LL.B. at the end of six years.

The first three years of this combined curriculum are in the General College and the School of Commerce and are devoted to the subjects outlined below. Please note that the academic work must be of grade C or better in at least one-half the amount required *and must have been completed before the student enters the School of Law.* The last three years are in the School of Law and are devoted to the courses prescribed for the LL.B. degree.

The degree of S.B. in Commerce, on this basis, is conferred at the end of the fourth year (first year in Law) provided the student has passed all the work of the first year of Law to the satisfaction of the School of Law.

Prescribed courses in the School of Commerce are as follows:

First Year	Second Year	Third Year
Nat. Sci. 1-2-3c	Economics 21-22-23	Commerce 51
English 1-2-3	Economics 11 and 35	Commerce 71-72
Soc. Sci. 1-2-3	English 21-22-23	Economics 81-82
Mathematics 1c-2c-3c	English 45 or 52	Economics 131
*Modern Language: 11-12-13	Continue one: French 21, 24-25; Spanish 21, 24-25; German 21-22-23	Economics 191 or 195
Hygiene 1-2-3	Polit. Sci. 51	Psychology 21-22-23
Physical Educ. 1-2-3	**Natural Sci.: year course	One course chosen from the courses offered by the Department of Economics and Commerce.

STUDENTS FROM OTHER STATES

While greater emphasis is placed upon decisions and statutes of North Carolina than upon those of the other states, the legal doctrines are studied as part of the Anglo-American common law system and the case-books used are selections of cases taken from the American and English jurisdictions. Students from other states are encouraged to investigate the decisions and statutes of their own states in regard to the questions discussed, and the

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* The total requirement in modern languages is two years' work of collegiate grade based upon 2 units completed in high school. Lacking adequate preparation, the student must take courses 1-2-3 in the foreign language chosen.

** To be selected from the list given under the second year of the curriculum for A.B.-LL.B. above, omitting Psychology 21-22-23 which is required in the third year.

library of the School provides the materials necessary for such investigation. The curriculum as a whole is designed to prepare the student in the fundamentals of the common law in such a manner as to fit him for practice in any state.

SCHOLASTIC REGULATIONS

In each first year course mid-semester quizzes will be held in November and in March. At the end of the first semester, in January, semi-final examinations will be given in all courses running through the year. Final examinations are held at the end of the first semester, in January, in all subjects completed then; and at the close of the year, in June, on all other subjects. Reports on final examinations are furnished parents by the Office of Records. Grades on both mid-semester quizzes and examinations are furnished the students by the Dean's office. Mid-semester quiz grades will be sent to parents of first year students, in addition, if they request them.

The grading of students will be indicated by the letters A (80 and above), B (75-79), C (67-74), D (60-66), F (below 60), representing respectively excellent, good, satisfactory, poor, and failed. Any student may take a second time the final examination in any course for the purpose of raising his grade, when that examination is later regularly given. Not more than one such re-examination shall be permitted in any course, and the grade on the second examination shall be final, even though lower than that received on the original one. If the re-examination in a first year course results in failure, the student will be required to repeat the course for credit.

Beginning with the class entering in the summer or fall of 1939, each student will be required, in order to remain in the School, to attain a composite weighted average of 64 on the first year's work; a cumulative composite weighted average of 66 on the first and second year's work; and a cumulative composite weighted average of 66 on the first, second and third year's work. In order to be eligible to receive a degree in law each student will be required to attain a cumulative composite weighted average for the entire three years' work of 67. For the purpose of this regulation, a year shall be measured in terms of residence credit and not in terms of the college year.

The faculty may drop from the School at any time any student who, in their judgment, is not making sufficient progress to warrant his continuing in the School. Any instructor, with the concurrence of the Dean, may drop a student from a course at any

time, for unsatisfactory work, poor attendance, or other good cause.

Hereafter no student excluded from the School of Law for deficiencies of scholarship, may be readmitted except by taking, with the approval of the Dean, re-examinations in those courses where he has done his poorest work, and by attaining such grades thereon as will raise his cumulative composite average to the required level. No special examinations will be given. The student will be required to take the examinations when they are later regularly held in the respective courses. The grade attained on the re-examination shall be final, even though lower than that received on the original examination.

No law student shall be eligible to participate in major extra-curricular activities (such as intercollegiate athletics, either as player or manager; executive positions upon the Tar Heel and Yackety Yack; president of the student body; and others to be listed by a committee of the Law faculty) unless he maintains a B average in his Law School work. During the first semester of his first year this is to be determined by the last year of his college record and the November quiz grades in the Law School.

DIVISION OF ACADEMIC YEAR: DATES

Work in the School is divided into two semesters instead of into three quarters. The first semester begins at the same time as the fall quarter of the College of Arts and Sciences, and ends on the last Saturday in January. The second semester begins on Monday after the last Saturday in January and ends at the same time as the third quarter of the College of Arts and Sciences. The first day of each semester is Registration Day. The fee for late registration in either semester is $5.00.

SUBJECTS OF INSTRUCTION

All subjects in the first year are prescribed. Those in the second and third years are elective, but second year students may not elect third year subjects except by permission of the Dean.

The normal amount of work is thirteen class hours a week. The absolute maximum is fifteen. Students who are taking courses in other departments of the University, who are carrying burdensome responsibilities, or who are deficient in their work, will be required to register for less than the normal work in the School of Law.

No student taking fewer than ten hours will be considered as complying with the requirements of residence for University degrees or for the State Bar Examination. Special regulations are applicable to the Summer Session.

FIRST YEAR

First Semester	*Hours*	*Second Semester*	*Hours*
Civil Procedure I	2	Agency	3
Contracts I	3	Civil Procedure I	3
Domestic Relations	2	Contracts I	3
Real Property I	3	Legal Bibliography	1
Torts	3	Torts	3

SECOND YEAR

Civil Procedure II	3	Civil Procedure II	4
Constitutional Law	4	Criminal Law and Procedure	3
Contracts II	3	Debtors' Estates	3
Criminal Law and Procedure	3	Municipal Corporations	3
Real Property II	3	Trusts	3
		Wills	3

THIRD YEAR

Corporation Finance	3	Civil Procedure III	4
Credit Transactions	3	Credit Transactions	3
Evidence	4	Future Interests	3
Negotiable Instruments	4	Labor Law	3
Public Utilities	3	Taxation	3

DESCRIPTIONS OF COURSES

First Year

AGENCY

Express, implied, and apparent authority of agent. Liability of disclosed and undisclosed principal to third party in contract and in tort. Liability of agent to third party and of third party to principal and agent. Ratification of unauthorized acts. Termination of agency. Assigned problems will also be given in the law of workmen's compensation. Steffen's *Cases on Agency. Three hours, second semester.* Mr. Breckenridge.

CIVIL PROCEDURE I

The organization and functioning of the English and American bench and bar. Introduction to legal and equitable remedies. Sunderland's *Cases on Judicial Administration;* Cook's *Cases on Equity* (one volume edition, 2nd ed., in part). *Two hours, first semester; three hours, second semester.* Mr. VanHecke.

CONTRACTS I

Offer and acceptance, consideration, seals, conditions, impossibility, repudiation and breach, remedies, discharge, third party beneficiaries, assignments, joint contracts, illegal bargains, the Statute of Frauds. Corbin's *Cases on Contracts* (2nd ed.). *Three hours, both semesters.* Mr. Dalzell.

DOMESTIC RELATIONS

Breach of promise to marry, marriage, annulment. Duty of family support. Responsibility for wrongs committed by a member of the family. Interference with the familial relations. Property rights within the family. Divorce. Separate maintenance. Separation agreements. Antenuptial agreements. Custody of children. Alimony, counsel fees, and contempt. Infants. Jacobs' *Cases on Domestic Relations* (2nd ed.). *Two hours, first semester.* Mr. Coates.

LEGAL BIBLIOGRAPHY

Exercises in the use of law books and brief making. Beardsley's *Legal Bibliography. One hour, second semester.* Mr. Dalzell.

REAL PROPERTY I

The creation of estates in land, freehold and non-freehold; their characteristics and incidents. Conveyances at common law. Concurrent estates in land. Reversions and remainders. Incidents of necessary ownership. Uses. Powell's *Cases on Possessory Estates. Three hours, first semester.* Mr. McCall.

TORTS

Principles of tort liability as developed in the action of trespass. Justification and excuse. Negligence as a basis of liability. Common law and statutory duties of care. Legal cause. Contributory negligence. Absolute liability. Deceit. Defamation. Malicious prosecution and abuse of process. Interference with social and business relations. Bohlen and Harper's *Cases on Torts. Three hours, both semesters.* Mr. Wettach.

Second and Third Years

CIVIL PROCEDURE II

Equity jurisdiction and procedure under modern codes and practice acts, with particular reference to injunctions and specific performance of contracts. Cook's *Cases on Equity* (one volume edition, 2nd ed.). *Three hours, first semester.* Mr. VanHecke.

A survey of pleading and procedural problems under the code system. Real party in interest. Splitting actions. Joinder of causes of action. Counterclaims. Joinder of parties. Demurrers and motions. Amendment and correction of pleadings. Summary procedure. Clarke's *Cases on Pleading and Procedure* (one volume edition). *Four hours. second semester.* Mr. Markham.

CONTRACTS II

The consequences of various types of defects in the formation and performance of contracts. Legal and equitable remedies, including reformation, cancellation, and quasi-contractual relief. Conditions. Impossibility. Fraud and misrepresentation. Duress. Undue influence, economic pressure. Mistake of fact and law. Patterson's *Cases on Contracts,* Vol. II. *Three hours, first semester.* Mr. Dalzell.

CONSTITUTIONAL LAW

Judicial review. The federal system. Citizenship, national and state. The police power and due process and the equal protection of the law. Retroactive laws. Regulation of commerce. McGovney's *Cases on Constitutional Law. Four hours, first semester.* Mr. Wettach.

CRIMINAL LAW AND PROCEDURE

Criminal law under city, county, state and federal governments. Crimes against the person; against property; and new statutory offenses. Criminal investigations. Organization, powers and duties of law enforcement agencies. Preliminary hearings. Trial practice and procedure. Punishment, probation, parole and pardon. Harno's *Cases and Other Materials on Criminal Law and Procedure. Three hours, both semesters.* Mr. Coates.

DEBTORS' ESTATES

Methods of liquidation of the estates of insolvents. Compositions and assignments for the benefit of creditors. Receiverships. Bankruptcy, administration thereunder. Sturges's *Cases on the Administration of Debtors' Estates.* (2nd ed.). *Three hours, second semester.* Mr. Hanft.

MUNICIPAL CORPORATIONS

Creation, annexation, dissolution, classification, and legislative control of municipal corporations. Taxing power: property taxes, privilege license taxes, franchise taxes, special benefit assessments. Listing and assessing property for taxes and tax collection and foreclosure laws. Municipal funds, contracts, indebtedness, financing, torts and property. Legislative and administrative practice and procedure. Stason's *Cases on Municipal Corporations* and supplementary materials. *Three hours, second semester.* Mr. Coates.

REAL PROPERTY II

Possessory titles. Prescription. Accretion. Mode of conveyance at common law, under the Statute of Uses and under modern statutes. Execution of deeds. The property conveyed. Creation of easements by implication. A brief review of estates created. Covenants for title. Estoppel by deed. Priorities. Aigler's *Cases on Titles* (2nd ed.). *Three hours, first semester.* Mr. McCall.

TRUSTS

Creation of trusts. Uses of the trust in connection with the family, business, security, charitable gifts and taxation. Purposes effected through constructive and resulting trusts. Problems of trust administration. Bogert's *Cases on Trusts. Three hours, second semester.* Mr. VanHecke.

WILLS AND ADMINISTRATION

The substantive and adjective law of wills. The administration of estates, including the management, distribution, and settlement of intestate estates. Mechem and Atkinson's *Cases on Wills and Administration* (2nd ed.). *Three hours, second semester.* Mr. McCall.

Third Year

CIVIL PROCEDURE III

A study of the fundamental problems of trial and appellate practice, including a survey of pre-trial procedure, provisional remedies, enforcement of judgments, and related topics. Arnold and James's *Cases on Trials, Judgments, and Appeals. Four hours, second semester.* Mr. Markham.

CORPORATION FINANCE

The corporation as an instrument of finance and business activity, including corporate contracts and securities; and the processes of corporate financing, including negotiations for capital, investment banking operations, issuance of and market for securities, expansion, and reorganization. Douglas and Shank's *Cases on Corporation Finance. Three hours, first semester.* Mr. Breckenridge.

CREDIT TRANSACTIONS

Devices employed in furnishing security, including suretyship, guaranty, mortgages, deeds of trust, trust receipts, pledges, and conditional sales. Treated from the standpoint of problems gathering about the bargain at various stages from inception to completion, and the objectives obtainable by different forms of transaction. Sturges's *Cases on Credit Transactions* (2nd ed.). *Three hours, both semesters.* Mr. Hanft.

EVIDENCE

Judicial notice. Presumptions and burden of proof. Functions of court and jury. Witnesses: examination, competency, and privilege. Rules of exclusion: evidence illegally obtained; the hearsay rule and its exceptions. Rules as to writings: evidence of authenticity; best evidence

rule; parole evidence rule. Opinion evidence. Remote and prejudicial evidence. Character and reputation. Morgan and Maguire's *Cases on Evidence. Four hours, first semester.* Mr. Markham.

FUTURE INTERESTS

The classification of future interests, including rights of entry for condition broken, reversions, vested and contingent remainders. Rule in Shelley's Case, and future interest in personal property. The construction of limitations in deeds and wills. Powers. The rules against perpetuities; and illegal conditions and restraints on alienation. Leach's *Cases on Future Interests. Three hours, second semester.* Mr. McCall.

LABOR LAW

Legality of means and objects of labor organizations. Various forms of pressure (such as strikes, lockouts, and boycotts) used to secure contracts more favorable to either party. Injunctions and damages in labor disputes. Federal jurisdiction over labor disputes. Regulatory labor legislation with particular reference to recent federal legislation. Landis's *Cases on Labor Law. Three hours, second semester.* Mr. Wettach.

NEGOTIABLE INSTRUMENTS

Form and content of checks, drafts, notes and trade acceptances. Their use in the business and banking fields. Negotiability, acceptance, and certification. Rights of holder in due course and liability of parties. Clearance and collection of checks. Presentment, notice of dishonor. The provisions of the negotiable instrument law. Britton's *Cases on Bills and Notes* (2nd ed.). *Four hours, first semester.* Mr. Breckenridge.

PUBLIC UTILITIES

Railroads and other carriers; electric, gas, water, telephone and telegraph companies; other businesses affected with a public interest. Liability, rates, service. Commission regulation. Smith and Dowling's *Cases on Public Utilities* (2nd ed.). *Three hours, first semester.* Mr. Hanft.

TAXATION

Power to tax. Purposes for which taxes may be levied. The general property tax. Jurisdiction to tax. Estate, inheritance and gift taxes. The income tax. Modern excise taxes on business concerns. Magill and Maguire's *Cases on Taxation* (2nd ed.). *Three hours, second semester.* Mr. Breckenridge.

GENERAL ADVANTAGES OF UNIVERSITY OPEN TO LAW STUDENTS

As students of the University, law students enjoy all privileges of the University library, the University gymnasium, and the organizations of the University generally.

Students in the School of Law may be admitted to the courses given in the other departments and schools of the University, subject to the rules stated as to the number of hours which a student may take, and subject to the approval of the Dean of the School of Law. A student taking such a course must satisfy the entrance requirements for the course selected.

For information as to loan funds, address *The Office of Student Loans,* The University of North Carolina, Chapel Hill, N. C.

For information as to self-help opportunities, address the Self-Help Secretary, Y.M.C.A., The University of North Carolina, Chapel Hill, N. C.

For further information as to requirements for admissions, or as to living conditions, address The Dean of Admissions, The University of North Carolina, Chapel Hill, N. C.

For information as to courses or other matters pertaining particularly to the School of Law, address the Dean of the School of Law, The University of North Carolina, Chapel Hill, N. C.